

REMARKS

Applicants respectfully request favorable reconsideration of this application.

Applicants acknowledge that the Amendment after Final Rejection, dated June 25, 2008, has been entered and that the double patenting objections and rejections under 35 U.S.C. § 112 were thus overcome. Furthermore, Applicants respectfully request that the Amendment after Final Rejection, dated July 17, 2008, now be entered. As the petition under 37 CFR 1.78(a)(3) for unintentionally delayed benefit claim under 35 U.S.C. § 120, filed on July 17, 2008, has been considered and granted, Applicants' domestic benefit claim is sufficient to disqualify the Burbank reference (WO 01/37786) as prior art with respect to this application. Thus, the rejection of Claims 1, 3, 5-10, 12, 14, and 16-30 based on Burbank should be withdrawn.

Accordingly, Applicants submit that this application is in condition for allowance and an early Notice of Allowance is respectfully requested.

The Commissioner is hereby authorized to charge to Deposit Account No. 50-1165 (T4342-14198US17) any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper and to credit any overpayment to that Account. If any extension of time is required in connection with the filing of this paper and has not been separately requested, such extension is hereby requested.

Respectfully submitted,

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